



HH 0 01-30-02 1631

SECTORS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Patent Examining Operations

Applicant(s): Stephen Horrigan  
Serial No: 09/964,824 Art Unit: Unassigned  
Filed: 27 September 2001 Examiner: Unassigned  
Title: CANCER GENE DETERMINATION AND THERAPEUTIC  
SCREENING USING SIGNATURE GENE SETS  
Docket No: 669290-73

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MAY 10 2002  
TECH CENTER 1600/2900

BOX MISSING PARTS  
Commissioner for Patents  
Washington, D.C. 20231

**RESPONSE TO MISSING PARTS NOTICE**

Sir:

In response to the Notice to File Missing Parts, dated 9 November 2001, Applicant hereby submits the following:

1. Executed Declaration of Horrigan (1 sheet);
2. Copy of Notice form;
3. Request for 1 month extension of time under 37 C.F.R. 1.136(a);
4. Check for \$120.00 (\$65.00 to cover surcharge for a small entity plus \$55.00 to cover 1 month extension for a small entity); and
5. Return self-addresses post card.

The Commissioner is authorized to charge payment of any additional filing fees required under 37 CFR 1.16 associated with this communication or credit any overpayment to Deposit Account No. 03-0678.



**EXPRESS MAIL CERTIFICATE**

Express Mail Label No. EF010576089US

Deposit Date: 28 January 2002

I hereby certify that this paper and the attachments hereto are being deposited today with the U.S. Postal Service "Express Mail Post Office To Addressee" service under 37 CFR 1.10 on the date indicated above addressed to:

BOX MISSING PARTS  
Commissioner for Patents  
Washington, DC 20231

  
Alan J. Grant, Esq.

1/28/02  
Date

Respectfully submitted,



Alan J. Grant, Esq.

Reg. No. 33,389

CARELLA, BYRNE, BAIN, GILFILLAN,

CECCHI, STEWART & OLSTEIN

6 Becker Farm Road

Roseland, NJ 07068

Tel. No.: (973) 994-1700

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## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/964,824	09/27/2001	Steve Horrigan	669290-73

CONFIRMATION NO. 2602

## FORMALITIES LETTER



\*OC000000007047973\*

CARELLA, BYRNE, BAIN, GILFILLAN,  
CECCHI, STEWART & OLSTEIN  
6 Becker Farm Road  
Roseland, NJ 07068

Date Mailed: 11/09/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

RECEIVED  
MAY 10 2002  
TECH CENTER 1600

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

**For questions regarding compliance to these requirements, please contact:**

- ▣ For Rules Interpretation, call (703) 308-4216
- ▣ To Purchase PatentIn Software, call (703) 306-2600
- ▣ For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

*A copy of this notice MUST be returned with the reply.*



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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Patent Examining Operations

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Filed: 27 September 2001 Examiner: Unassigned  
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Docket No: 669290-73

BOX SEQUENCE  
U.S. Patent and Trademark Office  
P.O. Box 2327  
Arlington, VA 22202

**RESPONSE TO MISSING PARTS NOTICE**

Sir:

In response to the Notice to File Missing Parts, dated 9 November 2001, Applicant hereby submits the following:

1. Copy of Notice to File Missing Parts;
2. Preliminary Amendment requesting insertion of new Paper Sequence Listing;
3. Copy of Paper Sequence Listing (367 sheets);
4. Copy of Sequence Listing in Computer Readable Form (3.5" diskette);
5. Statement under 37 C.F.R. 1.821(f) and (g); and
6. Return self-addressed post card.

The Commissioner is authorized to charge payment of any additional filing fees required under 37 CFR 1.16 associated with this communication or credit any overpayment to Deposit Account No. 03-0678.

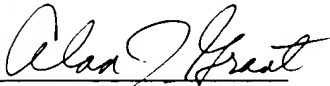
**EXPRESS MAIL CERTIFICATE**

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Alan J. Grant, Esq.

1/28/02  
Date

Respectfully submitted,



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Reg. No. 33,389

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6 Becker Farm Road

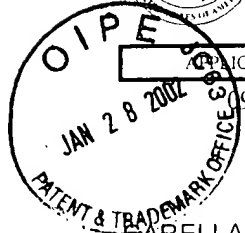
Roseland, NJ 07068

Tel. No.: (973) 994-1700



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COMMISSIONER FOR PATENTS  
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09/964,824	09/27/2001	Steve Horrigan	669290-73

CONFIRMATION NO. 2602

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#3

CARELLA, BYRNE, BAIN, GILFILLAN,  
CECCHI, STEWART & OLSTEIN  
6 Becker Farm Road  
Roseland, NJ 07068

Date Mailed: 11/09/2001

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FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

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- The oath or declaration is unsigned.
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02/05/2002 KNOHAMM1 00000116 030678 09964824

02/05/2002 65.00 CR

Adjustment date: 04/15/2002 Y61Z6Y  
02/05/2002 KNOHAMM1 00000116 030678 09964824  
01 FC:205 65.00 CR

*A copy of this notice MUST be returned with the reply.*



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